

**IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE DISTRICT OF DELAWARE**

JOHN M. CONSTANTINI,	)	
on his own behalf and as administrator	)	
of the estate of CHERYL A. CONSTANTINI,	)	
	)	C.A. No. 05-680GMS
Plaintiff,	)	
	)	
v.	)	
	)	
OPTIMUM CHOICE, INC.	)	
	)	
Defendant.	)	

**STIPULATION AND ORDER**

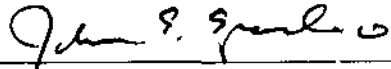
Plaintiff John M. Constantini and defendant Optimum Choice, Inc. stipulate and agree as follows:

1. In order to permit the parties an opportunity to pursue (without prejudice) a settlement mediation process during the months of August and September 2006, the September 8, 2006 deadline for case dispositive motions under the Court's December 15, 2005 Scheduling Order shall be extended, to and including September 29, 2006.

2. Under the Court's Scheduling Order, trial in this matter is scheduled for January 8, 2007.

No prior request for an extension of the deadline in question has ever been made.

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estate of Cheryl A. Constantini

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Attorneys for defendant  
Optimum Choice, Inc.

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
The Honorable Gregory M. Slect, U.S.D.J.